

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
RC PETITION

DO NOT WRITE IN THIS SPACE

Case No.

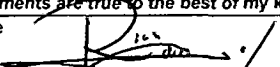
16-RC-250977

Date Filed

11/1/19

INSTRUCTIONS: Unless e-Filed using the Agency's website, www.nlr.gov/, submit an original of this Petition to an NLRB office in the Region in which the employer concerned is located. The petition must be accompanied by both a showing of interest (see 6b below) and a certificate of service showing service on the employer and all other parties named in the petition of: (1) the petition; (2) Statement of Position form (Form NLRB-505); and (3) Description of Representation Case Procedures (Form NLRB 4812). The showing of interest should only be filed with the NLRB and should not be served on the employer or any other party.

1. PURPOSE OF THIS PETITION: RC-CERTIFICATION OF REPRESENTATIVE - A substantial number of employees wish to be represented for purposes of collective bargaining by Petitioner and Petitioner desires to be certified as representative of the employees. The Petitioner alleges that the following circumstances exist and requests that the National Labor Relations Board proceed under its proper authority pursuant to Section 9 of the National Labor Relations Act.

2a. Name of Employer: Don Miguel Mexican Food, MegaMex-Hormel		2b. Address(es) of Establishment(s) involved (Street and number, City, State, ZIP code): 9650 Chartwell Drive, Dallas, TX 75243	
3a. Employer Representative - Name and Title: Ryan Gaynor		3b. Address (if same as 2b - state same):	
3c. Tel. No. 214-221-7936	3d. Cell No.	3e. Fax No.	3f. E-Mail Address
4a. Type of Establishment (Factory, mine, wholesaler, etc.): Production facility		4b. Principal Product or Service Produce Mexican food items	5a. City and State where unit is located: Dallas, TX 75243
5b. Description of Unit Involved: Included: See attached Excluded: See attached		6a. Number of Employees in Unit 200 6b. Do a substantial number (30% or more) of the employees in the unit wish to be represented by the Petitioner? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Check One: <input type="checkbox"/> 7a. Request for recognition as Bargaining Representative was made on (Date) _____ and Employer declined recognition on or about (Date) _____ (If no reply received, so state). <input type="checkbox"/> 7b. Petitioner is currently recognized as Bargaining Representative and desires certification under the Act.			
8a. Name of Recognized or Certified Bargaining Agent (if none, so state)		8b. Address:	
8c. Tel. No.	8d. Cell No.	8e. Fax No.	8f. E-Mail Address
8g. Affiliation, if any:		8h. Date of Recognition or Certification	8i. Expiration Date of Current or Most Recent Contract, if any (Month, Day, Year)
9. Is there now a strike or picketing at the Employer's establishment(s) involved? <u>No</u> If so, approximately how many employees are participating? _____ (Name of Labor Organization) _____, has picketed the Employer since (Month, Day, Year) _____			
10. Organizations or individuals other than Petitioner and those named in items 8 and 9, which have claimed recognition as representatives and other organizations and individuals known to have a representative interest in any employees in the unit described in item 5b above. (If none, so state)			
10a. Name	10b. Address	10c. Tel. No.	10d. Cell No.
		10e. Fax No.	10f. E-Mail Address
11. Election Details: If the NLRB conducts an election in this matter, state your position with respect to any such election:			11a. Election Type: <input checked="" type="checkbox"/> Manual <input type="checkbox"/> Mail <input type="checkbox"/> Mixed Manual/Mail
11b. Election Date(s): November 13, 2019		11c. Election Time(s): 7 a.m. to 10 a.m. and 4 p.m. to 7 p.m.	11d. Election Location(s): Breakroom
12a. Full Name of Petitioner (including local name and number): Dallas Workers United, Local 700		12b. Address (street and number, city, State and ZIP code): 9184 Forest Lane, Apt. 122, Dallas, TX 75243	
12c. Full name of national or international labor organization of which Petitioner is an affiliate or constituent (if none, so state): Dallas Workers United, Local 700			
12d. Tel. No. 469-685-9889	12e. Cell No. 469-685-9889	12f. Fax No.	12g. E-Mail Address romel.diaz@sbcglobal.net
13. Representative of the Petitioner who will accept service of all papers for purposes of the representation proceeding.			
13a. Name and Title: Romeel Diaz, Secretary/treasurer		13b. Address (street and number, city, State and ZIP code): 9184 Forest Lane, Apt. 122, Dallas, TX 75243	
13c. Tel. No. 469-685-9889	13d. Cell No. 469-685-9889	13e. Fax No.	13f. E-Mail Address romel.diaz@sbcglobal.net
I declare that I have read the above petition and that the statements are true to the best of my knowledge and belief.			
Name (Print) Romeel Diaz	Signature 	Title Secretary/Treasurer	Date 10/30/19

WILLFUL FALSE STATEMENTS ON THIS PETITION CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing representation and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.

5b. Description of Unit involved:

Included:

All part-time and full-time production, packaging, kitchen, maintenance, quality control, shipping, receiving, including all lead employees and the commissary bakery.

Excluded:

All clericals, professional, guards, and supervisors as defined by the Act.

UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

RC PETITION

DO NOT WRITE IN THIS SPACE

Case No.

16-RC-251425

Date Filed

11/8/2019

INSTRUCTIONS: Unless e-Filed using the Agency's website, www.nlr.gov, submit an original of this Petition to an NLRB office in the Region in which the employer concerned is located. The petition must be accompanied by both a showing of interest (see 6b below) and a certificate of service showing service on the employer and all other parties named in the petition of: (1) the petition; (2) Statement of Position form (Form NLRB-505); and (3) Description of Representation Case Procedures (Form NLRB 4812). The showing of interest should only be filed with the NLRB and should not be served on the employer or any other party.

1. PURPOSE OF THIS PETITION: RC-CERTIFICATION OF REPRESENTATIVE - A substantial number of employees wish to be represented for purposes of collective bargaining by Petitioner and Petitioner desires to be certified as representative of the employees. The Petitioner alleges that the following circumstances exist and requests that the National Labor Relations Board proceed under its proper authority pursuant to Section 9 of the National Labor Relations Act.

2a. Name of Employer
Don Miguel Mexican Food, MegaMex-Hormel

2b. Address(es) of Establishment(s) involved (Street and number, city, State, ZIP code)
9650 Chartwell Drive, Dallas, TX 75243

3a. Employer Representative - Name and Title
Ryan Gaynor, General Manager

3b. Address (If same as 2b - state same)
SAME AS ABOVE

3c. Tel. No.
214-221-7936

3d. Cell No.

3e. Fax No.

3f. E-Mail Address

4a. Type of Establishment (Factory, mine, wholesaler, etc.)
Production Facility

4b. Principal product or service
Produce Mexican food items

5a. City and State where unit is located:
Dallas, TX 75243

5b. Description of Unit Involved

Included:
See attached

Excluded:
See attached

6a. No. of Employees in Unit:
500

6b. Do a substantial number (30% or more) of the employees in the unit wish to be represented by the Petitioner? Yes [X] No []

Check One: ☐ 7a. Request for recognition as Bargaining Representative was made on (Date) _____ and Employer declined recognition on or about _____ (Date) (If no reply received, so state).

☐ 7b. Petitioner is currently recognized as Bargaining Representative and desires certification under the Act.

8a. Name of Recognized or Certified Bargaining Agent (If none, so state).
None

8b. Address

8c. Tel No.

8d. Cell No.

8e. Fax No.

8f. E-Mail Address

8g. Affiliation, if any

8h. Date of Recognition or Certification

8i. Expiration Date of Current or Most Recent Contract, if any (Month, Day, Year)

9. Is there now a strike or picketing at the Employer's establishment(s) involved? ☐ No ☐ If so, approximately how many employees are participating? _____
(Name of labor organization) _____ has picketed the Employer since (Month, Day, Year) _____

10. Organizations or individuals other than Petitioner and those named in items 8 and 9, which have claimed recognition as representatives and other organizations and individuals known to have a representative interest in any employees in the unit described in item 5b above. (If none, so state)

10a. Name

10b. Address

10c. Tel. No.

10d. Cell No.

10e. Fax No.

10f. E-Mail Address

11. Election Details: If the NLRB conducts an election in this matter, state your position with respect to any such election.

11a. Election Type: ☒ Manual ☐ Mail ☐ Mixed Manual/Mail

11b. Election Date(s):
November 20, 2019

11c. Election Time(s):
8:00am to 11:00am and 5:30pm to 8:30pm

11d. Election Location(s):
Breakroom

12a. Full Name of Petitioner (including local name and number)
Dallas Workers United, Local 700

12b. Address (street and number, city, state, and ZIP code)
9184 Forest Lane, Apt. 122, Dallas, TX 75243

12c. Full name of national or international labor organization of which Petitioner is an affiliate or constituent (if none, so state)
Dallas Workers United, Local 700

12d. Tel No.
469-685-9889

12e. Cell No.
469-685-9889

12f. Fax No.

12g. E-Mail Address
romel.diaz@sbcglobal.net

13. Representative of the Petitioner who will accept service of all papers for purposes of the representation proceeding.

13a. Name and Title
Romeel Diaz, Secretary/Treasurer

13b. Address (street and number, city, state, and ZIP code)
9184 Forest Lane, Apt. 122, Dallas, TX 75243

13c. Tel No.
469-685-9889


13d. Cell No.
469-685-9889

13e. Fax No.

13f. E-Mail Address
romel.diaz@sbcglobal.net

I declare that I have read the above petition and that the statements are true to the best of my knowledge and belief.

Name (Print)
Romeel Diaz

Signature


Title
Secretary/Treasurer

Date
11/8/19

WILLFUL FALSE STATEMENTS ON THIS PETITION CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

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1-2609141139

5b. Description of Unit involved:

Included:

All part-time and full-time production, packaging, kitchen, maintenance, quality control, shipping, and receiving employees, including all lead employees and commissary bakery employees.

Excluded:

All clericals, professional employees, guards and supervisors as defined by the Act.